



October 19, 2011

**Ex Parte**

1300 I Street, NW, Suite 400 West  
Washington, DC 20005

Phone 202 515-2540  
Fax 202 336-7922  
tamara.preiss@verizon.com

Ms. Marlene H. Dortch  
Secretary  
Federal Communications Commission  
445 12<sup>th</sup> Street, SW  
Washington, DC 20554

**Re: Service Rules for the 698-746, 747-762, and 777-792 MHz Bands,**  
**WT Docket No. 06-150**

Dear Ms. Dortch:

On October 18, John Scott and I met with the following staff from the Wireless Telecommunications Bureau to discuss the above-captioned proceeding: Rick Kaplan, Bureau Chief; John Leibovitz, Deputy Bureau Chief; Paul Murray, Assistant Bureau Chief; Lloyd Coward, Deputy Chief of the Mobility Division; and Paul D'Ari, Deputy Chief, and Joel Taubenblatt, Senior Counsel, Spectrum and Competition Policy Division.

We discussed the need for clarity regarding penalties for failure to meet build-out requirements for the Lower 700 MHz A and B block spectrum. At present, the Commission's rules provide no guidance regarding the circumstances under which licensees might face penalties, such as fines and forfeitures, in addition to a two-year reduction in license term.<sup>1</sup> We urged the Bureau to provide guidance expeditiously regarding the applicability of these additional penalties to provide certainty to licensees facing build-out deadlines.

This letter is being filed electronically pursuant to Section 1.1206 of the Commission's Rules. Should you have any questions regarding this letter, please contact the undersigned.

Sincerely,

A handwritten signature in black ink, appearing to read "Jonathan S. Green".

cc: (by e-mail)  
Rick Kaplan  
John Leibovitz  
Paul Murray

Lloyd Coward  
Paul D'Ari  
Joel Taubenblatt

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<sup>1</sup> See, e.g., *Service Rules for the 698-746, 747-762, and 777-792 MHz Bands*, WT Docket No. 06-150, Petition of MetroPCS Communications, Inc. for Clarification and Reconsideration (filed Sept. 20, 2007), at 6-10; Blooston Rural Carriers Petition for Partial Reconsideration and/or Clarification (filed Sept. 24, 2007), at 11-18.